PURYEAR FREE, BUT CASE GOES TO GRAND JURY

Commonwealth Not Satisfied With Acquittal by Magistrate.

WITNESS HEARD VICTIM PLEAD

Shelton Testifies That Jeffie Williams Begged County Officer Not to Shoot Him Again. Gunn Determined That Henrico Jury Shall Sift Case to Bottom.

Although Magistrate W. H. H. Kidwell yesterday afternoon acquitted
Epecial Officer B. F. Puryear on the
charge of killing Jeffle Williams near
the Fair Grounds on October 5, Commonwealth's Attorney Julien Gunn,
just as court was adjourning, requested that all witnesses be recognized
for the January term of the grand
jury, which means that the case will
yet be placed before the court and
that it will be fully investigated.

Altater Mr. White again astended from the spot where he had
landed and returned to his starting
landed and returned to his starting
strait district, in which the Cunninglanded and returned to his point—the Bering
race track—without mishap. Later in the day, while
giving exhibition flights, he had two
accidents, which resulted in slight
damage to his two aeroplanes. For
tunately, however, the aviator escaped
unhurt.

RECEIVES A SETBACK

| Claimants to valuable coal lands in
Alaska. The entries involved number
154 and cover almost 25,000 acres of
164 and cover almost 25,000 acres of
165 area district, in which the Cunningwhat are known as the English or
Stratedy and the Caristopher-Simmonds
groups, the former containing eighty
and the latter seventy-four claims of
165 acres each. The deposits covered
by these claims are believed to be as
rich as those of the Cunningsham miness,
which cut a conspicuous figure in the

decision.

Puryear appeared in court, accompanied by his attorney, Magistrate James T. Lewis. On the other side were Commonwealth's Attorney Julien Gunn and L. T. W. Marye, retained by the family of the dead man. The officer still shows slight marks of the blows sileged to have been inflicted by Williams.

Miss Mabel Lee Daniel: that application to ride back to the city was refused by officers of the company, and that Williams became angry. An attempt on the part of the prosecution to show that Williams had a reputation for creating disorder was overruled by the court, Mr. Kidwell announcing that he would formulate his decision without going into the character of the dead man.

Miss Daniel was the second witness. She told of her meeting with Williams at the Fair Grounds and of their failure to get a car home. She stated that

re to get a car home. She stated that t was at her request that they rested n the way. She remembered that her ompanion was accosted soon after hey took a seat on the roadside, and ater she heard the two shots. She did ot think that her escort was drinking.

Some Time Between Shots.
Attorney Edgar English was one of
the most important witnesses. He said
that he was walking along the road
with a county officer when he heard
the first shot. Starting back, he heard the second report, and found Puryear the second report, and found Puryear holding Miss Daniel by the wrists. Mr. English stated positively that there was some intermission between the shots. He had time, he said, to turn and hear scuffling before the second shot was fired.

Magistrate J. T. Puryear, the principal witness for his brother and the de-

pal witness for his brother and the de-fense, said that when he was returning from the fair with his brother and several others, he noticed the woman sitting on the roadside, but saw no one else; that he knew nothing of the man's presence until after he was at man's presence until after he was at-tacked. He retreated, he said, while his brother came to his rescue, placing Williams under arrest. The latter re-sisted, he said, and the officer retail-ated after he had been knocked down by firing his pistol. The man contin-ued to advance, and the second shot was fired while Puryear was still on ground. The magistrate said that they known Miss Daniel had an rt she would never have been ac-

he was justified and that he, as magis-trate, would incur no disfavor in the eyes of those knowing the law, and least of all in the estimation of the

was a moment before the court adjourned, while the spectators were on their feet, that Commonwealth's At-

GRAHAME-WHITE'S FEAT

Flies Over Washington and Drops Acroplane at Door of White House.

Washington, October 14.—In a narrow street, upon a precisely selected spot, after an aerial flight of more than six miles across the city, Claude Grahame-White, the English aviator, to-day dropped his aeroplane at the side door of the White House. On the way thither, at a helght of nearly 500 feet, he circled the dome of the Capitol and passed the lofty Washington Monument level with the apex. He landed between the great building of the State, War and Navy Departments and the low structure of the executive offices in a space where the slightest deviation from his course would have impaled him upon the spikes of the iron fence around the White House grounds at his right, or smashed him against the granite wall at his left.

The airship struck the asphalt paved streets squarely in the middle and rolled 200 feet farther up the stone and iron hedge lane in as straight a line as an automebile could have moved.

President Taft was not "at home" to receive his unexpected caller from the

President Taft was not "at home" to

President Taft was not "at home" to receive his unexpected caller from the air, but Admirai George Dewey was there to grasp the hand of the daring aviator and to offer congratulations.

"I am proud to welcome you," exclaimed the hero of Manila Bay, with enthusiasm. Other high officials of the army and navy, including Acting Secretary of War Oliver and Major-General Leongrd Wood, crowded about the aviator and added their words of commendation.

An hour later Mr. White again as-

committee to pause the Attorney Julian and L. T. W. Marye, retained by his attorney Julian and L. T. W. Marye, retained by family of the dead man. The off-still shows slight marks of the walleged to have been inflicted by liams.

L. Spruell, an employe of the Vira Ralway and Power Company, the first witness for the prosecute. He testified that Williams came of the grounds in company with s Mabel Lee Daniel; that application ride back to the city was re-

BODY IS FOUND

Manufacturer, Who Shot Six Persons, Committed Suicide.

Manufacturer, Who Shot Six Persons, Committed Sulcide.

Quincy, Mass. October 14.—The body of Luigi Restelle, the former granite manufacturer, who shot six persons, two fataily, in this city last summer, was found to-day in an abandoned quarry hole near the scene of one of his crimes. He had committed suicide on the day of the murders.

In order to make death by drowning certain, Restelle had attached to himself two pneumatic hammers, weighing seventy-five pounds, and then had handcuffed his wrists together. The quarry hole in which the body was found was known as the Merry Mount Quarry, an abandoned working in the North Common section of Quincy, and about 159 yards from the office of the Hardwick Quarry, where Restelle shot and killed C. Harry Hardwick, a granite manufacturer Restelle also killed his aged mother. For some time previous to the shooting he had been acting strangely.

LOFE HANDLING CASF

For some time previous to the shooting he had been acting strangely.

LOEB HANDLING CASE

Duveen Smuggling Matter Not Before Washington D. C., October 14.—

Treasury officials were much interested to-day in the proceedings at New York against the Duveen Brothers for recovery of a fortune in undervaluations, but all the information in the possession of the department is unofficial. Under the system by which all matters involving over \$1,000 are referred to the United States district attorney at New York the only way in which the matter can come up as-. Washington is a report from the district attorney on the conclusions reached in the case or an application of the aggrieved parties for relief.

Collector Loeb at New York is handling the case in his own office, without instructions from the department has decided not to send any partment has decided not to send any referred to the United States district attorney at New York, the only way in which the matter can come up as-. Washington is a report from the district attorney on the conclusions reached in the case or an application of the aggrieved parties for relief.

Collector Loeb at New York is handling the case in his own office, without instructions from the department here, and he believes that he has all the information necessary to sustain his action in making the arrests on the charges of defrauding the government.

EVALUATED STATESTANDAM SITTING

Sixteen Battleships Will Leave On a Buropean Cruise.

Washington, October 14.—Sixteen to battleships, comprising the Atlantic should assemble in Hampton Roads about November 1 for a European Two European

escort she would never have been accosted.

Policeman Puryear went on the stand and gave much the same testimony, declaring that he had to shoot twice to save his life.

Heard Williams Plead.

On the other hand, B. W. Shelton testified that Williams, after the first shot was fred, threw up his hands, begging the officer not to shoot again.

Altogether, the evidence was very conflicting, and it was mainly for that reason that the Commonwealth's attorney decided to carry the matter to the grand jury.

In announcing his decision Magistrate Kidwell said that he had looked at the case with the most unbiased syes; that he had refrained from reading the newspapers and had relied solden on the evidence. As he acquitable of the standard probable.

EX-JUDGE ELECTROCUTEU

Killed by Current While Turning On me in the subject of the Common fits of the Common fits of the Common fits of the Common fits of the Common pleas judge in the third subjects of the Standard proposed with the same line in the Common fits of the C

BYLANDGRABBERS FIGHT IN NEW YORK

Cheat Government Out of 25,000 Acres.

TWO GROUPS ARE INDICTED

For Months Land Office Officials He Takes as His Slogan, "You Have Worked in Secret Gathering Evidence-Claims Cover Deposits as Rich as Those

charge of killing Jeffle Williams near the Fair Grounds on October 5, Commonwealth's Attorney Julien Gunnjust as court was adjourning, requested that all witnesses be recognized for the January term of the grand jury, which means that the case will yet be placed before the court and that it will be fully investigated.

Meanwhile, the accused officer is at large without ball after his acquittaby the magistrate, there being technically no charge against him. Most of the testimony that could be produced in the case was heard before Magistrate Kidwell yesterday and it seems as though it will be merely a difference in opinion should the grand jury dedde differently. At all events, the Commonwealth's Attorney is determined that the investigations.

The case was called and the lawyers come the difficulties now attending the dissatisfaction with Magistrate Kidwell's decision.

Gives Long Explanation.

The case was called yesterday morning at 11 octock, but was not completed until after 10 octock, hut was not complete until after 10 octock, but was not complete until aft

ber of people in Western Canada are supposed to be interested in the claims taken up by this party. Stracey, one of the men indicted, is a resident of Vancouver and is charged with being instrumental in making some of the locations. Munday is a prominent attorney in Seattle.

The charge against the indicted men is that the entries were made in the names of "dummies." Most of the entrymen were residents of Washington, and their claims are said to have been located with an agreement that the claims should be assigned or deeded to third parties as soon as such parties, willing to become interested could be found by the locater. There is said to have been a further understanding that the locater should receive a large percentage of the sale price.

The charge differs from the charge made in the Cunningham claims, in which there was no allegation that the entrymen took the claims for persons other than themselves, but rather that the rath of the provious agreement to work or dispose of their claims as a unit. It is said that very few of the claims in the new cases ever saw the land on which their names were used for locations.

Both groups of claims figured to a

The new titnerary was arranged by Rear-Admiral Schroeder in command of the fleet, following the abandonment of the Mediterranean cruise, owing to the prevalence of cholera at several ports in Southern Europe, Acting Secretary of the Navy Winthrop approved the itinerary to-day.

PLANS FOR MANUEL

Attempt Will He Made to Elect Monarchist Candidates.
Gibraltar, October 14.—King Manuei
of Portugal, the Queen Mother Amelie,
the Duke of Oporto, the Count of Sale,
gosa, grand master of the Portuguese
count; and the Count of Pigueiro, master of ceremonies of the court, held a

They Had Planned to Delivers Broadsides at Tammany Hall and Wall Street.

PICTURES THEM ALL THAT IS BAD

Are Wanted in Room 212. Are You Going?"-Declares Wall Street Is Unit for Men Nominated at Roches-

Elmira, N. Y., October 14 .- With one broadside for Tammany Hall and another for Wall Street, Theodore Roose velt opened his campaign to-day for the Republican State ticket. The text of his speech was "Wall Street and Tammany Hall have struck hands.' His slogan was: "You are wanted in room 212. Are you going?"

Room 212 in a Rochester hotel was occupied by Charles F. Murphy, leader of Tammany Hall, during the Demo cratic State convention.

Back in his native State from his Southern tour, Colonel Roosevelt started things going in his first speech of the day at Dunkirk. Then he sped on his special train through the grape country of Western New York, up the picturesque valley of the Allegneny, then down the Chemung Valley. He spoke at Fredonia, Sinclairville, Gerry, Jamestown, Salamanca, Wallsville, Hor Jamestown, Salamanca, Wallsville, Hor-nell, Corning and Elmira. The crowds in the early part of the day were not large, and there was little cheering. Later in the day the crowds great larger, and there was more enthusiasm.

Only One Theme.

Colonel Roosevelt had only one theme for his speech. It was what he termed the alliance between Wall Street and Tammany Hall, which he sald was the most complete alliance between corrupt business and corrupt political bosses which the State had seen since the days of Tweed. If the Democrats should win the election, he said, Tammany Hall and Wall Street would dominate the State, to the detriment of the people.

"Whenever Mr. Murphy wanted to see any delegate, whether for the pur-pose of discipline or to be beneficent to him, the peremptory message was sent out. You are wanted in room hir room 212, and the convention, with humble eagerness, responded to the message sent out. 'You are wanted in room 212,' and now Mr. Murphy, as the agent and ally of Wall Street, sends to the people of the State the message, 'You are wanted in

"Well, are you going?" Colonel Roosevelt shouted to his hearers.
In his speech at Wellsville, Colonel Roosevelt said that when he was abroad he heard one name connected with everything that was bad in thi with everything that was bad in this country, and that was Tammany Hall. Next to the nime of Tammany, he said, people abroad associated the nime of Wil Street with things that were bad. Leaving Elmira late to-night CSlonei Roosevelt is due back to New York early to-morrow morning. After meeting some of the members of the State committee and outlining the second ommittee and outlining his campaign trip through the State, he is to go to Oyster Bay for a rest over Sunday.

Nothing to Do With 1912.

Nothing to De With 1912.

New York, October 14.—Henry L. Stimson, Republican candidate for Governor of New York, in a speech at Carnegie Hall to-night, declared that he was authorized by the President to say that—

"The New York campaign has nother than the program of the New York campaign has nother than the way that the new York campaign has nother than the program of the large which the new York campaign has nother than the program of the large which the new York campaign has nother than the new York campaign has not the program of the large which the new York campaign has not the program of the large which the new York campaign has not the large which the new York campaign has not the large which the new York campaign has not the large which the new York campaign has not the large which the new York campaign has not the large which the new York campaign has not the large which the large which the large which the large way that the large way that

ing whatever to do with the nomina-tion of a Republican candidate for President in 1912." In his speech Mr. Stimson, address In his speech Mr. Stimson, addressing a vast assemblage at a Republican meeting at Carnegie Hall under the auspices of the Republican Club of New York, declared that "I also agree with President Taft that if the cunning plan of our opponents is successful it may have a great deal to do with the election of the Republican candidate for President in 1212 with

"DUMMIES" USED ROOSEVELTOPENS HOLLAND NEEDS FOUR VOTES TO ASSURE HIM NOMINATION



STATE SENATOR E, E, HOLLAND.

STORM NEARING STUART ATTACKS FLORIDA COAST

Devastation Promises to Follow Forceful Speech Made by Demoin Wake of Hurri-

cane.

All Shipping Warned by Wire- Indications Point to Overthrow less to Seek Shelter During Disturbance.

serious tropical storm of the year, after sweeping Cuba last night and today, and doing minor damage to ship-"because ping in West Indian waters, is to night approaching the Florida gulf coast line, with more or less promise of devastation to follow in its wake

miles an hour, accompanied by a heavy downpour of rain and high seas,

The centre of the storm is expected to strike the Florida coast in the vicinity of Tampa early to-morrow.

At 10 o'clock to-night observations made by the local weather bureau indicate that the storm is following a seat that will carry it party to worth or worth or weather will carry it party to worth or worth or weather that will carry it party to worth or wor path that will carry it north or north-eastward of the gulf stream. This will probably take it over the southern

will probably take it over the southern portion of Florida.

A message from the government wireless station at Key West at 7:20 o'clock reports the P. and O. steamship Olivette just outside the bar, unable to make port on account of heavy seas. make port on account of heavy seas,
The wind is unabated at about fifty
to sixty miles an hour. The steamship
Comus, spoken forty miles west of
Tortugas, is proceeding, and reports a
wind velocity of sixty miles an hour.
At 6 o'clock to-night the government wireloss station here reported
the West Indian hurrigage entered West Indian hurricane entered west of Havana and moving with great west of Havana and moving with great intensity toward Progresso, Yucatan. The width of the storm will extend from Florida coast to the Mexican coast. All wireless stations in the path of the disturbance, with the exception of the local government sta-

tion, are disabled.

There is an unconfirmed rumor that There is an unconfirmed rumor that a liner is ashore near Key West. Although a fifty-mile wind blew steadily throughout the day here, no material damage was done in Key West, but to-night there was considerable apprehension over the approach of the hurrisane. The weather bureau station at Sand Key was awash and

SLEMP'S RECORD

cratic Nominee at Marion.

MOVING NORTHWEST RECEIVES GREAT OVATION

of Republican Majority in Election.

Marion, Va., October 14 .- Henry C. tuart, the Democratic nominee for to-night to the largest audience ever assembled in Marion in a political meeting. The large assembly hall of the court-house was filled to over-flowing, the balcony was packed, and

children in all walks of life, from the poorest tenant to the richest land-owner, attended, and all were imbued with the ever-present enthusiasm now felt in every nook of Smyth county, in the couse of Democracy in the Ninth District.

The crowd was variously estimated The crowd was variously estimated at from 700 to 1,000, but on account of the press around the doors and large numbers of those standing against the walls and in the lobby, it was impossible to correctly form a fair estimate.

Ovation to Stuart.

Mr. Stuart was introduced by B. F. Buchanan, of Marion, and he was greeted with applause and cheers, lasting at least five minutes. His sneech

greeted with applause and cheers, lasting at least five minutes. His speech was forceful and logical.

He tore Mr. Slemp's record in Congress to shreds, asserting that though in his pamphlet distributed by him throughout the district, he claims to have secured protection for coal, that really he voted for a bill putting coal on the free list. After briefs, discusses have secured protection for coal, that really he voted for a bill putting coal on the free list. After briefly discussing the evils of Cannonian and the iniquities of the Payne-Aldrich tariff law, for which Mr. Slemp stands, Mr. Stuart took up his own record in the Constitutional Convention, asserting that he stood for suffrage for white men only, and that it was to that end that the Constitutional Convention was called, and that was the object it accomplished. He asserted that no white man would be disfranchised in Virginia now but for the afteenth amendment to the Federal Constitution passed by a Republican Congress, and that if elected he will vote to repeal that amendment, and then in Virginia the only qualification of the voter would be that he is white and twenty-one years, as in the old days of Democratic rule before the war.

Mr. Stuart said that Mr. Slemp accused him of making a solemn pledge to his party that he would submit the Constitution to the people, and challenged him to prove that assertion by naming the time and the place the

As he was in viscorous health, heart trouble is not after date, and the Count of Figueiro, may be in the Count of Conference here deads of the Count, held a distribution to the Paperlo of the Republican is 191, which the Count of Count in the Count of the Republican is 191, which the Count of Count in the Count of the Count of the Republican is 191, who is the Count of the Cou

State Senator Leads in Second District Congressional Primary.

HAS 80 DELEGATES TO 63 FOR YOUNG

If Maynard Throws His 17 to Young, Deal, With His 7, Will Hold Balance of Power-Maynard Can Elect Holland if He Throws Strength to Him.

Holland in Lead Norfolk, Va. October 14-The

turns from to-day's new Democratic primary election in the Second District of Virginia for the determination of strength on the part of four aspirants in the appointment of delegates to a nominating convention at Suffolk on Monday next, show in the convention for State Senato E. E. Holland, of Nansemond, with with a combined opposition of 88. the latter being divided between William A. Young, of Norfolk, with 17, and J. T. Deal, of Norfolk, 7 complete with the exception of a few small precincts, which are all estimated in Holland's favor in the above figures.

Over 8,000 votes were cast in the whole district, Holland receiving about 4,000, Young about 2,000 Maynard 900 and Deal 350. J. Peter Holland, who withdrew after his name was placed on the ballot, re-Each aspirant voted for to-day has the right to appoint one delegate to the Suffolk convention for each fifty votes and the fraction of one half thereof received by him in the

complete returns from to-day's con gressional primary indicate that there District Democratic Convention at Suffolk Monday, and that Senator E. E. of these votes, or four short of a ma jority, on the first ballot. The other candidates are J. T. Deal. W. A. Young and Congressman Maynard.

Of the cote by countles and cities with with only two or three minor precincts votes that they cannot change the figures in a manner that will be material. the following are the tabulations:

All shipping within a radius of 500 miles of Key West was warned by wireless this morning of the approaching hurricane and to-night most of the vessels plying these waters have cast anchor in harbors.

The centre of the disturbance, which is scheduled to sweep both the northern and southern shores of the gulf, was reported about forty miles west of Hayang at 6 of clock tenight most of the courty miles west of Hayang at 6 of clock tenight most of the courty at the door, and stood in the large lobby, waiting their chance to seek within nearing distance of the speaker. It was a glorious outpouring of Democracy.

People from all sections were there, in all walks of life, from the farthest ends of the county, men, women and children in all walks of life, from the farthest in all walks of life, from the farthest in the richest land. The tabulation of the respective votes of the various candidates in the

land, Young, pard, Deat, Southampton .. 14 Portsmouth ... Norfolk county, Princess Anne.. Portsmouth 17 Senator Holland is out in a state-

ment that he is confident of winning the election, and believes that he will secure the necessary four votes in the convention, and probably on the second Mr. Young is silent and neither Mr.

Maynard nor Mr. Deal is talking. Three Precincts Missing.

In the above figures three precincts are missing from Norfolk county and two from Princess Anne county. But these are very small and will not change the result in any fashion, as they are pretty evenly divided in sentiment, and in addition, the vote is small. All told, they will hardly add a hundred votes to the total and it is doubted that they will add more than Virginia one vote to the convention, if any. The fight on the floor of the con-

vention will be doubtful, as Mr. Deal, with his seven votes, has the balance of power if what is now expected happens, and the Maynard votes shift to

Mr. Deal's attitude in the matter is not known. Certain it is that only the cleverest kind of manipulation will be able to give the nomination to Mr. Young, as he will be forced to control two other sets of delegates to win, and several of these delegates must be from counties, it is believed, will finally go to Mr. Holland in case

of a tie-up. Throughout the district the election was quiet, and in Portsmouth and Norfolk county the vote was light. The teature of the day was the falldown of Mr. Maynard in his tome town. The